

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NORTH DAKOTA
SOUTHWESTERN DIVISION**

Anthony James Moore,)	
)	
Plaintiff,)	ORDER RE PLAINTIFF'S MOTION FOR
)	EFFECTIVE SERVICE OF AMENDED
vs.)	COMPLAINT
)	
Fargo Police Department,)	Case No. 1:06-cv-095
)	
Defendant.)	

On January 16, 2007, the plaintiff filed a "Motion for Order Of Effective Service of the Amended Complaint and Summons." Believing that the defendant had refused to execute and return a waiver of service, he requested that the Clerk of Court effect service and that the court sanction the defendants.

Notably, the defendant filed a waiver of service on January 16, 2007. Accordingly, the plaintiff's motion (Docket No. 16) is **DENIED** as moot.

IT IS SO ORDERED.

Dated this 18th day of January, 2007.

/s/ Charles S. Miller, Jr.
Charles S. Miller, Jr.
United States Magistrate Judge